



# STATE OF WISCONSIN Assembly Journal

## Ninety-Eighth Regular Session

3:30 P.M.

THURSDAY, January 17, 2008

The Assembly met in the Assembly Chamber located in the State Capitol.

Representative J. Fitzgerald in the chair.

The Assembly dispensed with the call of the roll.

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### AMENDMENTS OFFERED

Assembly amendment 1 to **Assembly Bill 223** offered by Representative Zipperer.

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### INTRODUCTION AND REFERENCE OF PROPOSALS

Read first time and referred:

#### **Assembly Bill 701**

Relating to: a report on food safety programs.

By Representatives A. Ott, Gronemus, Nerison, Vruwink, M. Williams, Molepske, Mursau, Garthwaite, Murtha, Jorgensen, Tauchen, Musser, Davis, Townsend, Hahn and Petrowski; cosponsored by Senators Vinehout, Kapanke, A. Lasee, Roessler, Schultz and Cowles.

To committee on **Agriculture**.

#### **Assembly Bill 702**

Relating to: prohibiting political subdivisions from regulating the placement of sex offenders.

By Representatives Friske, Kessler, Ballweg, Musser, Pocan, Hahn, Nygren and Seidel.

To committee on **Judiciary and Ethics**.

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### COMMITTEE REPORTS

The committee on **Corrections and Courts** reports and recommends:

#### **Assembly Bill 92**

Relating to: battery occurring during a riot and providing a penalty.

Assembly Substitute Amendment 1 adoption:

Ayes: 11 – Representatives Bies, Montgomery, Kaufert, Owens, Kestell, LeMahieu, Parisi, Pocan, Wasserman, Pope–Roberts and Seidel.

Noes: 0.

Passage as amended:

Ayes: 11 – Representatives Bies, Montgomery, Kaufert, Owens, Kestell, LeMahieu, Parisi, Pocan, Wasserman, Pope–Roberts and Seidel.

Noes: 0.

To committee on **Rules**.

#### **Assembly Bill 121**

Relating to: evidence of lay and expert witnesses.

Passage:

Ayes: 6 – Representatives Bies, Montgomery, Kaufert, Owens, Kestell and LeMahieu.

Noes: 5 – Representatives Parisi, Pocan, Wasserman, Pope–Roberts and Seidel.

To committee on **Rules**.

#### **Senate Bill 176**

Relating to: payment of a 1st class city police officer's salary after discharge and the adjournment of a trial or investigation relating to charges brought against such an officer.

Assembly Substitute Amendment 1 adoption:

Ayes: 6 – Representatives Bies, Montgomery, Kaufert, Owens, Kestell and LeMahieu.

Noes: 5 – Representatives Parisi, Pocan, Wasserman, Pope–Roberts and Seidel.

Concurrence as amended:

Ayes: 6 – Representatives Bies, Montgomery, Kaufert, Owens, Kestell and LeMahieu.

Noes: 5 – Representatives Parisi, Pocan, Wasserman, Pope–Roberts and Seidel.

To committee on **Rules**.

*GAREY BIES*

Chairperson

Committee on Corrections and Courts

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The committee on **Jobs and The Economy** reports and recommends:

**Assembly Bill 557**

Relating to: increasing the amount of the early stage seed and angel investment credits.

Passage:

Ayes: 7 – Representatives Strachota, Honadel, Friske, Kerkman, Nygren, Toles and Mason.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 598**

Relating to: allocating early stage seed and angel investment credits.

Assembly Amendment 1 adoption:

Ayes: 7 – Representatives Strachota, Honadel, Friske, Kerkman, Nygren, Toles and Mason.

Noes: 0.

Passage as amended:

Ayes: 7 – Representatives Strachota, Honadel, Friske, Kerkman, Nygren, Toles and Mason.

Noes: 0.

To committee on **Rules**.

*PATRICIA STRACHOTA*  
Chairperson  
Committee on Jobs and The Economy

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The committee on **State Affairs** reports and recommends:

**Assembly Bill 628**

Relating to: annual reports filed with the Department of Regulation and Licensing by certain charitable organizations.

Passage:

Ayes: 9 – Representatives Van Roy, Kleefisch, Musser, Petrowski, Newcomer, Young, Toles, Benedict and Sinicki.

Noes: 0.

To committee on **Rules**.

**Assembly Bill 646**

Relating to: the University of Wisconsin Hospitals and Clinics Board and the University of Wisconsin Hospitals and Clinics Authority.

Passage:

Ayes: 9 – Representatives Van Roy, Kleefisch, Musser, Petrowski, Newcomer, Young, Toles, Benedict and Sinicki.

Noes: 0.

To committee on **Rules**.

**Senate Bill 86**

Relating to: a fraud, waste, and mismanagement hotline at the Legislative Audit Bureau.

Concurrence:

Ayes: 9 – Representatives Van Roy, Kleefisch, Musser, Petrowski, Newcomer, Young, Toles, Benedict and Sinicki.

Noes: 0.

To committee on **Rules**.

**Senate Bill 136**

Relating to: distribution of the Wisconsin Statutes to certain government officers.

Concurrence:

Ayes: 9 – Representatives Van Roy, Kleefisch, Musser, Petrowski, Newcomer, Young, Toles, Benedict and Sinicki.

Noes: 0.

To committee on **Rules**.

*KARL VAN ROY*  
Chairperson  
Committee on State Affairs

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**MESSAGE FROM THE SENATE**

From: Robert J. Marchant, Senate Chief Clerk.

Mr. Speaker:

I am directed to inform you that the Senate has

Passed and asks concurrence in:

**Senate Bill 38**  
**Senate Bill 116**  
**Senate Bill 156**  
**Senate Bill 197**  
**Senate Bill 211**  
**Senate Bill 264**  
**Senate Bill 281**  
**Senate Bill 288**  
**Senate Bill 291**  
**Senate Bill 300**  
**Senate Bill 301**  
**Senate Bill 302**  
**Senate Bill 303**  
**Senate Bill 304**  
**Senate Bill 305**  
**Senate Bill 310**

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**ACTION ON THE SENATE MESSAGE**

**Senate Bill 38**

Relating to: possession of dogs by certain felony offenders and providing a penalty.

By Senator Hansen; cosponsored by Representatives Suder, Albers, Sheridan, Gunderson, A. Ott and Musser.

To committee on **Criminal Justice**.

**Senate Bill 116**

Relating to: repeat drunken driving offenders and providing a penalty.

By Senators Sullivan, Roessler, Leibham, Breske, Darling, Grothman, Coggs and Kedzie; cosponsored by Representatives Staskunas, Ziegelbauer, Kerkman, Hubler, Black, Jeskewitz, Hahn, Benedict, Gundrum, Hebl, Mason,

Berceau, Gunderson, Wasserman, Cullen, Molepske, Fields, Lothian and Hraychuck.

To committee on **Rules**.

#### **Senate Bill 156**

Relating to: prohibiting certain persons from refusing to honor, or from attempting to avoid honoring, a document of gift for donation of an anatomical gift.

By Senators Lehman, Risser, Darling, Cogg, Kreitlow and Lassa; cosponsored by Representatives Staskunas, Van Akkeren, Pocan, Berceau, Cullen, Hebl, Townsend, Molepske, Sinicki, Ballweg, Turner, Parisi and Wasserman.

To committee on **Judiciary and Ethics**.

#### **Senate Bill 197**

Relating to: restrictions on the use and sale of fertilizer containing phosphorus and other lawn fertilizer and providing a penalty.

By Senators Miller, Breske, Cowles, Hansen, Jauch, A. Lasee, Lehman, Risser and Sullivan; cosponsored by Representatives Bies, Ballweg, Berceau, Black, Boyle, Hubler, Jorgensen, Lothian, Molepske, Richards, Sherman, Smith, Tauchen and Van Roy.

To committee on **Natural Resources**.

#### **Senate Bill 211**

Relating to: soliciting purchases of goods or services using unsolicited checks or money orders and providing a penalty.

By Senators Lehman, Olsen, Carpenter, Cowles, Darling, Erpenbach, Hansen, Kreitlow, Lassa, Miller, Plale, Risser, Roessler and Schultz; cosponsored by Representatives Pocan, Gottlieb, Albers, Ballweg, Berceau, Black, Boyle, Cullen, Friske, Grigsby, Gunderson, Hahn, Hebl, Jeskewitz, Jorgensen, Molepske, Mursau, Musser, Nass, A. Ott, Parisi, Seidel, Sheridan, Sinicki, Soletski, Strachota, Townsend, Turner, Van Akkeren, Vruwink, A. Williams and M. Williams.

To committee on **Financial Institutions**.

#### **Senate Bill 264**

Relating to: the reporting of child abuse or neglect exemption for privileged information.

By Senators Erpenbach, Vinehout, Lassa, Harsdorf, Darling, Roessler and Olsen; cosponsored by Representatives Strachota, Hines, Boyle, Parisi, Berceau, Zepnick, Grigsby, Sheridan, Pope–Roberts, Musser, Ballweg and Hraychuck.

To committee on **Rules**.

#### **Senate Bill 281**

Relating to: reporting requirements related to general transportation aids to local governments.

By Senators Hansen, Miller, Grothman, Roessler, Erpenbach and Lassa; cosponsored by Representatives Petrowski, Molepske and Turner.

To committee on **Transportation**.

#### **Senate Bill 288**

Relating to: regulation of and registration requirements for certain cemetery authorities, cemetery associations, and cemetery merchandise.

By Senators Plale, Lassa, Olsen, Roessler and Lazich; cosponsored by Representatives Kaufert, Sinicki, A. Ott, Owens, Kerkman, Nygren, Newcomer and A. Williams.

To committee on **Small Business**.

#### **Senate Bill 291**

Relating to: University of Wisconsin System tuition gift certificate program.

By Senators Vinehout, Miller, Olsen, Roessler, Lassa, Darling, Plale and Kedzie; cosponsored by Representatives Gottlieb, Mursau, Jeskewitz, Ballweg, Hahn, Lothian, Turner, M. Williams, Vos, Townsend, A. Ott, Petrowski and Nygren.

To committee on **Colleges and Universities**.

#### **Senate Bill 300**

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

By Law Revision Committee.

To committee on **Rules**.

#### **Senate Bill 301**

Relating to: repealing, consolidating, renumbering, amending, and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, correcting and clarifying references, eliminating defects, anachronisms, conflicts, ambiguities, and obsolete provisions, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

By Law Revision Committee.

To committee on **Rules**.

#### **Senate Bill 302**

Relating to: amending and revising under section 10.53 of the statutes various provisions of sections 10.62 to 10.82 of the statutes for the purpose of correcting conflicts between the listings in sections 10.62 to 10.82 of the statutes and the substantive statutes to which those sections refer (Revisor's Correction Bill).

By Law Revision Committee.

To committee on **Rules**.

#### **Senate Bill 303**

Relating to: amending and revising various provisions of the statutes for the purpose of correcting errors, supplying omissions, and correcting and clarifying references (Revisor's Correction Bill).

By Law Revision Committee.

To committee on **Rules**.

#### **Senate Bill 304**

Relating to: renumbering, amending, and revising various provisions of the statutes for the purpose of correcting and clarifying references, reconciling conflicts, and repelling unintended repeals (Revisor's Correction Bill).

By Law Revision Committee.

To committee on **Rules**.

**Senate Bill 305**

Relating to: renumbering and amending a provision of the statutes for the purpose of eliminating ambiguities (Revisor's Correction Bill).

By Law Revision Committee.  
To committee on **Rules**.

**Senate Bill 310**

Relating to: anatomical gifts, granting rule-making authority, and providing a penalty.

By Senators Risser, Roessler, Miller, Schultz, Olsen, Kedzie, Coggs, Lassa and Sullivan; cosponsored by Representatives Wieckert, Staskunas, Kerkman, Ballweg, Black, Hahn, Davis, Berceau, Jeskewitz, Turner, A. Ott, Cullen, Townsend, Lothian, A. Williams, Bies, Tauchen and Wasserman.

To committee on **Health and Healthcare Reform**.

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**REFERENCE BUREAU CORRECTIONS**

**Assembly Bill 671**

1. Page 3, line 2: delete "proved" and substitute "provided".

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**COMMUNICATIONS**

January 16, 2008

Patrick Fuller  
Assembly Chief Clerk  
17 West Main Street, Suite 401  
Madison, WI 53708

Dear Chief Clerk Fuller:

Please add my name as a co-sponsor of Senate Bill 88, relating to requiring health insurance coverage of hearing aids and cochlear implants for infants and young children.

Sincerely,  
*STEVE HILGENBERG*  
State Representative  
51st Assembly District

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**ADJOURNMENT**

Representative Huebsch moved that the Assembly stand adjourned until 10:01 A.M. on Tuesday, January 22.

The question was: Shall the Assembly stand adjourned?

Motion carried.

The Assembly stood adjourned.

3:31 P.M.